

07-16-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

j1046 U.S. PTO  
09/905349

07/13/01

07/13/01  
jc812 U.S. PTO

Packet No. A-67178-1/MSS

Anticipated Classification of  
this Application:

Class: Subclass:

Prior Application:

Examiner: ZERVIGON, R

Art Unit: 1763

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DATE OF DEPOSIT JULY 13, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
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37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS  
ADDRESSED TO: BOX PATENT APPLICATION FEE, ASSISTAN  
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME RAQUEL GRAEBER

SIGNED *Raquel Graeber*

Box PATENT APPLICATION FEE  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a request for filing an

- ☐ Original  
☐ Continuation  
☐ Divisional  
☒ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Jay Brian DeDontney,  
Anthony DeSa, Samuel Kurita (Names of ALL Applicants), for GAS DELIVERY  
METERING TUBE (Title of Invention). This ☐ continuation ☐ divisional  
☒ continuation-in-part claims priority to pending application Serial No.  
09/470,446, filed on December 22, 1999.

1. (a) ☐ Enclosed is a new application.  
(b) ☒ Enclosed is a continuation-in-part application.  
(c) ☐ Enclosed is a copy of the prior application.
2. (a) ☒ Enclosed is a new Declaration.  
(b) ☐ Enclosed is a copy of the prior executed Declaration as  
originally filed.

(c)        Enclosed is a Combined Declaration/Power of Attorney.

3.     \_\_\_ Applicant claims small entity status.   See 37 CFR 1.27.

4. X The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
FOR:	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>	OR	<u>RATE</u>	<u>FEE</u>
BASIC FEE				\$355	OR		\$710
TOTAL CLAIMS	<u>14</u> - 20 =	* <u>-0-</u>	x 9 =	\$ <u>      </u>	OR	x 18 =	\$ <u>-0-</u>
INDEP CLAIMS	<u>2</u> - 3 =	* <u>-0-</u>	x 40 =	\$ <u>      </u>	OR	x 80 =	\$ <u>-0-</u>
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED			+135 =	\$ <u>      </u>	OR	+270 =	\$ <u>-0-</u>
*If the difference in Col. 1 is less			TOTAL	\$ <u>      </u>	OR	TOTAL	\$ <u>710</u>
than zero, enter "0" in Col. 2.							

X The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-67178-1/MSS).

6.   X   Our check in the amount of \$710.00 is enclosed.

7. \_\_\_\_\_ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. \_\_\_\_\_ Amend the specification by inserting before the first line the sentence:

--This is a \_\_\_\_\_ continuation \_\_\_\_\_ division \_\_\_\_\_ continuation-in-part of application Serial No. \_\_\_\_\_ filed \_\_\_\_\_.--

9. (a) X Informal drawings are enclosed, 9 sheets.

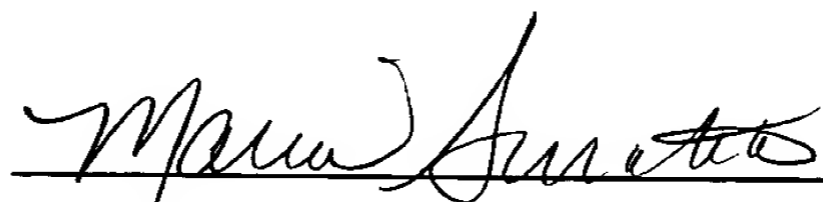
(b) \_\_\_\_\_ Formal drawings are enclosed, \_\_\_\_\_ sheets.

10. (a) \_\_\_\_\_ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.
- (b) \_\_\_\_\_ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_.
11. \_\_\_\_\_ An Assignment is enclosed.
12. X The prior application is assigned of record to Silicon Valley Group, Thermal Systems LLC, Scotts Valley, California.
13. \_\_\_\_\_ A Power of Attorney by Assignee is enclosed.
14. X The power of attorney in the prior application is to:  
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
(name)  
Suite 3400, Four Embarcadero Center  
(address)  
San Francisco, California 94111-4187
- (a) X The power appears in the original papers in the prior application.
- (b) \_\_\_\_\_ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) X Address all future communications to:  
Maria S. Swiatek  
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187  
Telephone: (650) 494-8700
15. \_\_\_\_\_ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. \_\_\_\_\_ A Prior Art Statement is enclosed.

17. \_\_\_\_\_ I hereby verify that the attached papers are a true duplicate of prior application Serial No. \_\_\_\_\_ as originally filed on \_\_\_\_\_.

Date: July 13, 2001



Maria S. Swiatek

Registration No. 37,244

Address of Signer:

X

Attorney or agent of record

ELEHR HOHBACH TEST ALBRITTON &

HERBERT LLP

\_\_\_\_\_  
Filed under Section 1.34(a)

Suite 3400, Four Embarcadero Center

San Francisco, CA 94111-4187